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SEC

SERVICE DATE - JULY 25, 2003

SURFACE TRANSPORTATION BOARD

DECISION

STB Docket No. 42080

MINNESOTA NORTHERN RAILROAD, INC.

v.

CANADIAN NATIONAL RAILWAY COMPANY

Decided: July 24, 2003

On June 12, 2003, Minnesota Northern Railroad, Inc. (MNN) filed a complaint against Canadian National Railway Company (CN) alleging that in the spring of 2001, CN removed interchange facilities at Warroad, MN, thereby preventing MNN from interchanging traffic on its line to CN's line. MNN alleges that CN's action violates 49 U.S.C. 10742 and that CN should be required to reinstall reasonable and proper interchange facilities with MNN at CN's expense. On July 2, 2003, CN filed its answer to the complaint.

In a letter dated July 18, 2003, counsel for MNN and CN indicate that, pursuant to 49 CFR 1111.10(a), the parties conferred by telephone on July 14, 2003, and propose a procedural schedule to govern this proceeding. The following schedule is reasonable and will be adopted:

September 3, 2003	Discovery completed
October 3, 2003	MNN's opening statement due
November 3, 2003	CN's reply statement due
November 18, 2003	MNN's rebuttal due.

It is ordered:

1. The parties must comply with the procedural schedule set forth in this decision.

2. This decision is effective on the date of service.

By the Board, Vernon A. Williams, Secretary.

Vernon A. Williams
Secretary